

United States
Department of the Interior
Bureau of Land Management

Miles City Field Office

Hines AMP & Hines Allotment

Environmental Assessment (EA)
DOI-BLM-MT-C020-2013-0178-EA

For Further Information Please Contact:

Bureau of Land Management
Miles City Field Office
111 Garryowen Road
Miles City, Montana 59301
406-233-2800

BLM



PROPOSED ACTION: The Proposed Action is to reissue the grazing permit for the Hines AMP (01249) and Hines (1669) Allotments to the current base property owner. The permit would be issued for a ten year term from 3/1/2013 to 2/28/2023. There would be no changes to permitted use and the permit would read as follows:

Table 1. Mandatory Terms and Conditions for Authorization #2502750

Allotment and number	Pasture Name	Livestock Number	Kind	Grazing Begins	Grazing Ends	% Public Land	Type Use	AUMs
Hines AMP 01249		61	Cattle	03/01	02/28	100	A	732
		1	Cattle	03/01	06/01	100	A	3
	Sage Grouse	12	Horse	07/01	11/01	100	A	49
		10	Cattle	07/01	11/01	100	A	41
Hines 01669	River	33	Cattle	04/15	10/31	100	A	217
		2	Yearling	04/15	07/21	100	A	6
	W.Crooked Creek	98	Cattle	04/01	09/30	79	A	466
		5	Yearling	04/01	08/12	79	A	17
	Badlands	394	Cattle	10/01	02/28	82	A	1604
		13	Yearling	10/01	02/25	82	A	52

Total Active AUMs: Hines AMP 825 AUMs; Hines Allotment 2,362 AUMs

Table 2. Deferred rotation grazing system in accordance with the Hines AMP Revision dated May, 1992.

Year	Pastures*						
2013	5	6	7	8	10	1	4
2014	6	7	8	10	1	4	5
2015	8	10	1	4	5	6	7
2016	10	1	4	5	6	7	8
2017	1	4	5	6	7	8	10
2018	4	5	6	7	8	10	1

*Stipulations and flexibility in pasture moves are shown in the AMP Revision.

Terms and Conditions:

Lines 1 & 2: Grazing in AMP Pastures in accordance with revised AMP dated 5/1/92. Actual Use Records must be submitted within 15 days of the end of the grazing season; or permittee would be billed for the total preference and the actual use report would still be required.

The number of cattle and yearlings that graze the West Crooked Creek and Badlands pastures may be varied as long as the carrying capacities are not exceeded. No AUM conversion would be allowed for yearlings. A yearling is calculated at one animal unit.

Supplemental feed (includes salting) would not be placed within one quarter of a mile of pits, reservoirs, spring developments, riparian zones, hardwood draws or wetlands. Supplemental feed is defined as feed that provides for improved livestock nutrition or rangeland management, but does not replace forage available from public lands.



United States Department of the Interior



BUREAU OF LAND MANAGEMENT

Miles City Field Office

111 Garryowen Road

Miles City, Montana 59301-7000

www.blm.gov/mt

In Reply Refer To:
4100 (MTC021)
GR# 2502750

August 09, 2013

Ward J. Jackson
616 N. Kendrick Ave.
Glendive, MT 59330

Certified Mail No: 70113500000345174535
Return Receipt Requested

NOTICE OF PROPOSED DECISION

BACKGROUND

The Hines AMP (01249) and Hines (01669) Allotments are located within the central portion of Prairie County, Montana between the Yellowstone River and the Cherry Creek Road. The Hines AMP Allotment (01249) consists of 3,225 acres of lands administered by the BLM (825 AUMs active grazing preference), and 7,510 acres of deeded and state lands. The Hines Allotment consists of 20,907 acres of lands administered by the BLM (2,362 AUMs active grazing preference) and 3,929 acres of deeded and state lands.

In July 2013, a Miles City Field Office BLM interdisciplinary team initiated an Environmental Assessment (EA) DOI-BLM-MT-C020-2013-0178-EA to analyze the issuance of the BLM grazing permit. A Finding of No Significant Impact (FONSI) was signed by the Authorized Officer on July 24, 2013.

The Hines AMP and Hines Allotments were assessed in 2001 for Standards and Guides and it was determined that both allotments were meeting standards. Field visits were also conducted on the allotments during the summer of 2005 and 2011, which verified that the allotments continue to meet standards.

PROPOSED DECISION

It is my proposed decision to issue a grazing permit to Ward J. Jackson, which authorizes 3,187 AUMs of active preference on the Hines AMP (01249) and Hines (01669) Allotments. The grazing permit will be issued for a ten year term (03/01/2013-02/28/2023) with no changes as shown in Table 1 and 2.

Table 2. Mandatory Terms and Conditions for Authorization #2502750

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RATIONALE

Existing information indicates the Hines AMP and Hines Allotments are meeting and will continue to meet the Standards for Rangeland Health (43 CFR 4180); the grazing permit will be renewed under the direction of 43 CFR.

The BLM has determined that Ward J. Jackson has a satisfactory record of performance. The issuance of the grazing permit complies with 43 CFR §4110.1, 4110.2-1, and 4110.2-2.

The issuance of a BLM grazing permit was analyzed in DOI-BLM-MT-C020-2013-00178-EA and a FONSI was signed by the authorized officer on July 24, 2013.

AUTHORITY

The following sections of the Code of Federal Regulations, chapter 43, provide authority for the actions proposed in this grazing decision. The language of the cited sections can be found at a library designated as a federal depository or at the following web address:

http://www.blm.gov/style/medialib/blm/wo/Information_Resources_Management/policy/im_attachments/2007.Par.69047.File.dat/IM2007-137_att1.pdf

§4110.1 Mandatory qualifications

§4110.2-1 Base property.

§4110.2-2 Specifying permitted use.

§4120.2 Allotment management plans and resource activity plans.

§4120.3-2 Cooperative range improvement agreements.

§4130.2 Grazing permits or leases

§4130.3 Terms and conditions

§4130.3-1 Mandatory terms and conditions

§4130.3-2 Other terms and conditions

§4130.3-3 Modification of permits and leases

§4160.1 Proposed decisions

§4160.2 Protests

§4160.3 Final decisions

§4160.4 Appeals

RIGHT OF PROTEST AND APPEAL

Protest:

Any applicant, permittee, lessee, or other affected interest may protest a proposed decision under Sec. 43 CFR§4160.1. Any protest shall be made in person or in writing within 15 days after receipt of this proposed decision to:

Todd D. Yeager, Field Manager
Bureau of Land Management, Miles City Field Office
111 Garryowen Road
Miles City, MT 59301

The protest, if filed, should clearly and concisely state the reason(s) why the proposed decision is in error. In the absence of a protest, the proposed decision will become my final decision without further notice. A written protest electronically transmitted (e.g., email, facsimile, or social media) will not be accepted as a protest. A written protest must be on paper.

Appeal:

Any applicant, permittee, lessee, or other person whose interest is adversely affected by the final decision may file an appeal in accordance with 43 CFR 4.470 and 43 CFR 4160.4. The appeal may be accompanied by a petition for stay of the decision in accordance with CFR 4.219 and 43 CFR 4.471), pending final determination of an appeal. The appeal and decision for stay must be filed in the office of the authorized officer, as noted above, within 30 days following receipt of

the final decision, or within 30 days after the date the proposed decision becomes final (43 CFR 4160.4).

The appeal shall state the reasons, clearly and concisely, why the appellant thinks the final decision is in error and otherwise comply with the provisions of 43 CFR 4.470 which is available from the BLM office for your use in a BLM office.

The appeal, or the appeal and petition for stay, must be in writing and delivered in person, via the United States Postal Service mail system, or other common carrier, to the Miles City Field Office as noted above. The BLM does not accept appeals by facsimile or email.

In accordance with 43 CFR§4.21(b) (1), a petition for stay, if filed, must show sufficient justification based on the following standards:

- 1) The relative harm to the parties if the stay is granted or denied.
- 2) The likelihood of the appellant's success on the merits
- 3) The likelihood of immediate and irreparable harm if the stay is not granted, and
- 4) Whether the public interest favors granting the stay.

Enclosed are two copies of your grazing permit. Please sign both copies and promptly return them to the Miles City Field Office. Once the Authorized Officer has officially signed the grazing permits, the operator copy will be returned to you for your records.

If you have any questions on this document or would like to discuss, please contact Christina Handy, Rangeland Management Specialist at 406-233-2855.

Sincerely,



Todd D. Yeager
Field Manager, Miles City Field Office

Enclosure(s):
Grazing Permit - 2 copies
Hines AMP & Hines Allotments Map

CC:

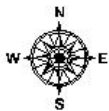
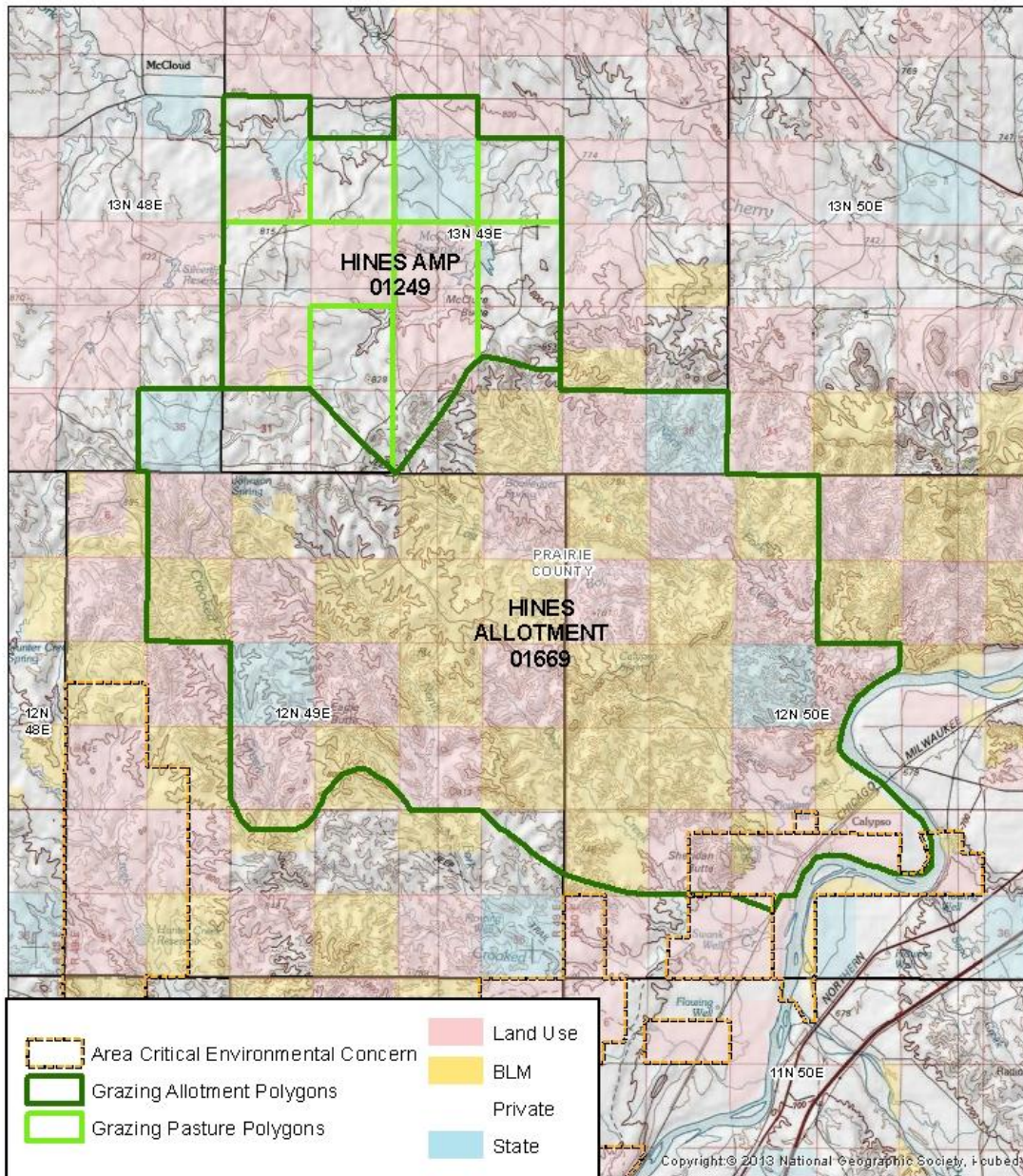
Prairie County CSGD,
P.O. Box 622
Terry, MT 59349

Certified Mail Number: 70113500000345174023
Return Receipt Requested

Handy:lrn:7/30/13:130712_JacksonPD_Renewal_Letter_Handy_2013



Hines AMP (01249) & Hines (01669) Allotments



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UNITED STATES DEPARTMENT OF THE INTERIOR
BUREAU OF LAND MANAGEMENT
MILES CITY FIELD OFFICE

01/17/2014
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